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Dated: 4/20/09 Signature: [Signature]  
(Ginny Blundell)

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Pepicelli et al

Serial No: 10/727,195

Filed: December 3, 2003

For: REGULATION OF LUNG TISSUE  
BY PATCHED THERAPEUTICS  
AND FORMULATIONS AND USES  
RELATED THERETO

Attorney Docket No. HUIP-P02-032

Conf. No.: 6922

Art Unit: 1646

Examiner: Z. Howard

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

MS Amendment  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Madam:

This responds to an April 13, 2009 Notice of Non-Compliant Amendment ("Notice"). A response to the Notice is due on or before May 13, 2009. Thus, this response is timely filed.

**Amendments to the Claims** are reflected in the listing of claims beginning on page 2 of this response.

**Remarks** begin on page 4 of this response.

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